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Case Name: ALASKA VS. JUSTIN SCOTT SCHNEIDER
Case Number: 3AN-17-06258CR

Make sure to give us the case number or you will be charged an hourly research fee to find it.

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DOCUMENTS NEEDED FROM CASE FILE

- | | |
|---|--|
| <input checked="" type="checkbox"/> Petition, Complaint, Charging Documents | <input checked="" type="checkbox"/> Judgment |
| <input type="checkbox"/> Decree: Dissolution/Divorce | <input type="checkbox"/> Findings of Fact and Conclusions of Law |
| <input type="checkbox"/> Qualified Domestic Relations Order (QDRO) | <input type="checkbox"/> Dismissal |
| <input type="checkbox"/> Satisfaction of Judgment | <input type="checkbox"/> Log Notes Dated: _____ |
| <input type="checkbox"/> Motion: _____ | |
| <input type="checkbox"/> Order: _____ | |
| <input type="checkbox"/> Other: _____ | |
| <input type="checkbox"/> All Documents in Case File | |

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I state on oath or affirm that I read this document and believe all statements in it are true.

Date Requestor's Signature
Subscribed and sworn to or affirmed before me at _____, Alaska on _____

(SEAL)

Clerk of Court, Notary Public, or other person
authorized to administer oaths. My commission expires _____

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19-00979 CCE PM

IN THE SUPERIOR COURT FOR THE STATE OF ALASKA
AT ANCHORAGE

SEP 19 2018

Clerk of the Trial Courts

By Deputy

STATE OF ALASKA

Plaintiff,

vs.

JUSTIN SCOTT SCHNEIDER

Defendant.

CASE NO. 3AN-17-06258 CR

DOB: 04/09/1984

APSN: 7071628

ATN: 114521049

DL/ID: ST: ☐ CDL

**JUDGMENT AND ORDER
OF COMMITMENT/PROBATION**

Plea: ☒ Guilty ☐ Not Guilty ☐ No Contest
Plea Agreement: ☒ Yes ☐ No ☐ Partial
Trial: ☐ Court ☐ Jury ☒ Victim Case

Defendant has been found guilty of:

| CTN | Count | Date of Offense | Statute Violated | Offense | Type | Conviction Entered | Merges w/ CTN | DV |
|-----|-------|-----------------|-------------------|------------------------------|--|---|---------------|---|
| 001 | I | 08/08/2017 | AS11.41.210(a)(1) | Assault in the Second Degree | <input checked="" type="checkbox"/> Fel <input type="checkbox"/> Misd | <input checked="" type="checkbox"/> Y <input type="checkbox"/> N | | <input type="checkbox"/> Y <input checked="" type="checkbox"/> N |
| | | | | | <input type="checkbox"/> Fel <input type="checkbox"/> Misd | <input type="checkbox"/> Y <input type="checkbox"/> N | | <input type="checkbox"/> Y <input type="checkbox"/> N |
| | | | | | <input type="checkbox"/> Fel <input type="checkbox"/> Misd | <input type="checkbox"/> Y <input type="checkbox"/> N | | <input type="checkbox"/> Y <input type="checkbox"/> N |
| | | | | | <input type="checkbox"/> Fel <input type="checkbox"/> Misd | <input type="checkbox"/> Y <input type="checkbox"/> N | | <input type="checkbox"/> Y <input type="checkbox"/> N |

☐ Separate misdemeanor judgment also issued in this case.

The following charges were dismissed:

| CTN | Count | Date of Offense | Statute | Offense | Type | Dismissal Reason |
|-----|-------|-----------------|---------|---------|---|------------------|
| | | | | | <input type="checkbox"/> Fel <input type="checkbox"/> Misd | |
| | | | | | <input type="checkbox"/> Fel <input type="checkbox"/> Misd | |
| | | | | | <input type="checkbox"/> Fel <input type="checkbox"/> Misd | |
| | | | | | <input type="checkbox"/> Fel <input type="checkbox"/> Misd | |

☐ **Suspended Imposition of Sentence (SIS).** It appearing to the satisfaction of this court that the ends of justice and the best interests of the public, as well as the defendant, will be served thereby, IT IS ORDERED that the sentencing of the defendant is suspended for a period of probation in accordance with AS 12.55.085 for CTN(s):

See court form CR-330 for dismissal codes.

Defendant came before the court on (sentencing date) _____ with counsel,
_____ and the District Attorney present.

SENTENCE**A. TERM OF INCARCERATION**

It is ordered that the defendant is committed to the care and custody of the Commissioner of the Department of Corrections for the following period(s):

| CTN | Count | Period | | | Suspended Time | | | Concurrent/Consecutive/Other Information |
|-----|-------|-----------------------|-----|------|-----------------------|-----|------|--|
| | | Yrs | Mos | Days | Yrs | Mos | Days | |
| 001 | I | <u>2</u> | | | <u>1</u> | | | |
| | | <u>11²</u> | | | <u>11²</u> | | | |
| | | | | | | | | |
| | | | | | | | | |
| | | | | | | | | |

Total unsuspended term of incarceration shown in composite sentence table below.
Defendant to be credited for time already served in this case.

B. TERM OF PROBATION

It is ordered that, after serving any term of incarceration imposed, the defendant is placed on probation for the following period(s):

| CTN | Count | Probation | | | Concurrent/Consecutive/Other Information |
|-----|-------|-----------|-----|------|--|
| | | Yrs | Mos | Days | |
| 001 | I | 3 | | | |
| | | | | | |
| | | | | | |
| | | | | | |
| | | | | | |

C. COMPOSITE SENTENCE

| Period | | | Suspended Time | | | Probation | | |
|----------|--------|------|----------------|--------|------|-----------|--------|------|
| Years | Months | Days | Years | Months | Days | Years | Months | Days |
| <u>2</u> | | | <u>1</u> | | | 3 | | |

- ☐ Under AS 33.16.090(a)(1)(B) and AS 12.55.115, the defendant is not eligible to be considered for discretionary or administrative parole until the defendant has:
- ☐ served the following term: _____
- ☐ completed the following conditions: _____

D. FINES

The defendant is fined as follows:

| CTN | Count | Fine Amount | Suspended Amount | Unsuspended Amount | Due Date |
|-----|-------|--|------------------|--------------------|----------|
| | | <input type="checkbox"/> Safety corridor | | | |
| | | <input type="checkbox"/> Hwy work zone | | | |
| | | <input type="checkbox"/> Safety corridor | | | |
| | | <input type="checkbox"/> Hwy work zone | | | |
| | | <input type="checkbox"/> Safety corridor | | | |
| | | <input type="checkbox"/> Hwy work zone | | | |
| | | <input type="checkbox"/> Safety corridor | | | |
| | | <input type="checkbox"/> Hwy work zone | | | |
| | | <input type="checkbox"/> Safety corridor | | | |
| | | <input type="checkbox"/> Hwy work zone | | | |

E. SURCHARGES AND COSTS

- ☒ **Police Training Surcharge.** The defendant shall pay a \$ 100.00 police training surcharge to the court pursuant to AS 12.55.039 within 10 days.
- ☒ **Initial Jail Surcharge.** The defendant was arrested and taken to a correctional facility or is being ordered to serve a term of imprisonment. Therefore, the defendant shall immediately pay a correctional facility surcharge of ☒ \$100 (fel) ☐ \$50 (misd) AS 12.55.041(b).
- ☒ **Suspended Jail Surcharge.** The defendant is being placed on probation. Therefore, the defendant shall pay an additional \$100 correctional facility surcharge. This surcharge is suspended and must only be paid if defendant's probation is revoked and, in connection with the revocation, defendant is arrested and taken to a correctional facility or jail time is ordered served. AS 12.55.041(c).
- ☐ **Cost of Imprisonment (DUI/Refusal Misdemeanors Only).**
☐ \$ _____ (1st misd offense=\$66 for first 3 days plus \$14 each additional day of monitoring ordered).
☐ \$1,467 (2nd offense) ☐ \$2,000 (3rd offense). Due _____. 22 AAC 05.615.
- ☐ **Cost of Appointed Counsel.** \$ _____. Due immediately. Interest accrues on the judgment at the rate specified in AS 09.30.070(a) from the date of judgment until paid. Apply for the PFD every year eligible until this cost is paid in full.

F. RESTITUTION

- ☐ Defendant is ordered to pay restitution as stated in the Restitution Judgment (form CR-465) and to apply for an Alaska Permanent Fund Dividend, if eligible, each year until restitution is paid in full.
- ☐ The amount of restitution will be determined as provided in Criminal Rule 32.6(c)(2).
- ☒ Defendant will be required to pay restitution to:

| Restitution Recipients | Amount |
|------------------------|----------|
| A. L.K. | \$ _____ |
| B. | \$ _____ |
| C. | \$ _____ |
| D. | \$ _____ |
| E. | \$ _____ |
| F. | \$ _____ |
| G. | \$ _____ |

☐ See attached list for more victims.

HOW AND WHERE TO PAY FINES, SURCHARGES, OTHER COSTS, AND RESTITUTION
Find payment instructions online at www.courts.alaska.gov/trialcourts/payments.htm, or contact your local court clerk.

G. LICENSE ACTIONS1. ☐ Felony DUI License and Forfeiture Actions.

- ☐ Defendant's driver's license is permanently revoked and may only be restored pursuant to the conditions in AS 28.35.030(o) or AS 28.15.201(g)-(h).
- ☐ Defendant is disqualified from driving a commercial vehicle for life, subject to reinstatement under AS 28.33.140(g)-(h).
- ☐ Defendant's interest in the vehicle, watercraft, or aircraft used in the commission of the offense is forfeited.
ID # (VIN, HIN, SN) of vehicle used in offense _____
Make _____ Model _____ Year _____
- ☐ The Division of Motor Vehicles (DMV) shall revoke the registration of all vehicles registered in defendant's name. For every vehicle registered in defendant's name as co-owner or as co-owner under a business name, the DMV shall reissue vehicle registration and omit defendant's name. AS 28.35.030(n)(6)
- ☐ Within 10 days, defendant shall submit an *Affidavit of Vehicle Ownership* (form CR-477 may be used) to the DMV Registrar at 1300 W. Benson Blvd., Anch, AK 99503.

2. ☐ License Revocation. The defendant's driver's license is revoked for the time period shown below and shall be immediately surrendered to the court:

| CTN | Count | Revocation Period | | Concurrent/Consecutive/Other Information |
|-----|-------|-------------------|-------|--|
| | | Days | Years | |
| | | | | |
| | | | | |

Mandatory Revocation

- ☐ A motor vehicle was used in commission of the offense—AS 28.15.181(a)
- ☐ Drug offense (age 13-20) or offense involving a firearm (age 13-17)—AS 28.15.185
- ☐ Driving a commercial motor vehicle without being lawfully licensed—AS 28.33.150

Optional Revocation

- ☐ Motor vehicle offense resulting in accident causing death—AS 28.15.182

3. ☐ Ignition Interlock Device. After defendant regains the privilege to drive or obtains a limited license, defendant must use an ignition interlock device (IID) as directed in the IID Information Sheet (CR-483) for _____ months.4. ☐ Commercial Vehicle Used in the Offense:

- ☐ Weighing more than 26,000 pounds
- ☐ Designed to transport >15 passengers
- ☐ Used to transport hazardous materials

5. For Defendants Ordered Not to Consume Alcohol. If ordered not to consume alcohol, defendant is also restricted from purchasing alcohol during the same period. In addition, for DUI or Refusal offenses, all licenses and state ID's must be surrendered, all licenses and state ID's are subject to cancellation under AS 28.15.161 and AS 18.65.310, and any new license or state ID must list the alcohol purchase restriction during the period of probation or parole. AS 28.15.191(g). For other offenses, any state ID issued under AS 18.65.310 must list the alcohol purchase restriction during the period of probation or parole. AS 04.16.160.
6. ☐ Limited License. The court will not consider issuing a limited license unless all the conditions in AS 28.15.201 and .181 or .182 are met.
- ☐ The conditions of the statutes have been met. A limited license is granted as follows:
-
-

H. DNA IDENTIFICATION

If this conviction is for a "crime against a person" as defined in AS 44.41.035, or a felony under AS 11 or AS 28.35, the defendant is ordered to provide samples for the DNA Registration System when requested to do so by a health care professional acting on behalf of the state and to provide oral samples for the DNA Registration System when requested by a correctional, probation, parole or peace officer. AS 12.55.015(h).

I. OTHER ORDERS

- ☒ Have no contact with the following person(s) unless a written request is filed with the District Attorney's office and/or the probation department:
- L.K.

- ☐ Forfeit all items seized at arrest ☐ and ☐ or ☐ except as follows:

J. PROBATION CONDITIONS

The following probation conditions are imposed:

GENERAL CONDITIONS OF PROBATION

- ☒ Report to the Department of Corrections Probation Office on the next business day following the date of sentencing, or, if time is to be served prior to probation, report to the Department of Corrections Probation Office on the next business day following release from an institution.
- ☒ Report in person between the first day and the tenth day of each month, or as otherwise directed, to your assigned office of the Department of Corrections. Complete in full a written report when your probation officer is out of the office to ensure credit for that visit. You may not report by mail unless you secure prior permission to do so from your probation officer.
- ☒ Secure the prior written permission of a probation officer of the Department of Corrections before changing employment or residence or leaving the region of residence to which assigned.
- ☒ Make a reasonable effort to secure and maintain steady employment. If you become unemployed, notify a probation officer of the Department of Corrections as soon as possible. *See Special Condition #10*
- ☒ At no time have under your control a concealed weapon, a firearm, or a switchblade or gravity knife.
- ☒ Do not knowingly associate with a person who is on probation or parole or a person who has a record of a felony conviction unless prior written permission to do so has been granted by a probation officer of the Department of Corrections.
- ☒ Do not consume intoxicating liquor in excess of 0.08 grams per 210 liters of breath. Submit to breath analysis at the direction of a probation officer of the Department of Corrections.
- ☒ Make a reasonable effort to support your legal dependents.
- ☒ Obey all federal, state, and local laws and ordinances.
- ☒ Comply with all direct court orders listed above by the deadlines stated.
- ☒ Report all purchases, sales, and trades of motor vehicles belonging to you, together with current motor vehicle license numbers for those vehicles, to your probation officer.
- ☒ If this conviction is for a sex offense as defined in AS 12.63.100, submit to periodic polygraph examinations as directed by a probation officer of the Department of Corrections. *AS 12.55.100(e).*
- ☒ Abide by any special instructions given by the court or any of its duly authorized officers, including probation officers of the Department of Corrections.

1. You shall continue active participation and attendance in Alaska Department of Corrections' approved sex offender treatment provider as recommended by such provider. Such counseling/treatment, at the direction and discretion of the provider, may include regular periodic polygraph examinations, physiological and/or psychological testing as well as other methods of ongoing assessment.
2. You shall obtain prior permission of the probation officer before voluntarily discontinuing counseling/treatment. If released, removed or terminated from treatment (temporarily or permanently) for any reason, you shall notify the probation officer on the next working day.
3. You shall sign releases of information to authorize the exchange of verbal and written information between the assessment provider, treatment provider, polygraph examiner and Alaska Department of Corrections' staff members. Additionally, during the course of supervision and treatment, you shall authorize the exchange of information with other individuals who are identified by the probation officer as having an essential role in supervision and treatment in the community, including, but not limited to medical/mental health/psychiatric providers, substance abuse treatment providers, physiological assessment technicians, and clinicians providing treatment to victims and/or family members.
4. You shall, if decided appropriate by your probation officer and sex offender treatment provider, enter and successfully complete any other Department-approved programs, including but not limited to substance abuse treatment and domestic violence programming. You shall sign releases of information to enable other programs to exchange verbal and written information with the probation officer and sex offender treatment provider. You shall, if determined necessary by an appropriate mental health or substance abuse professional, enroll in a residential mental health or substance abuse program for a length of time determined necessary by the appropriate professionals. You shall also comply with use of medications prescribed as part of the treatment program.

5. You shall submit to the collection of a buccal swab and taking of fingerprints for the purpose of creating a DNA identification system pursuant to AS 44.41.025 and AS 44.41.035.
6. You shall not drive unless properly licensed and insured and provide proof of insurance to the Probation Officer.
7. You shall not use, possess, handle, purchase, give or administer any controlled substance, including marijuana, without a valid prescription. A medical marijuana card is not a valid prescription. You shall not have on your person, in your residence or vehicle or any vehicle under your control, any drugs or paraphernalia normally associated with the illicit use of drugs. You shall submit to any testing upon request or at the direction of a probation officer. You shall submit to a search of your person, personal property, residence, vehicle or any vehicle over which you have control, for the presence of illicit drugs or drug paraphernalia.
8. You shall not possess, apply for, or obtain a medical marijuana card or act as a caregiver while under supervision.
9. You shall not use, possess, purchase, consume or ingest any product, preparation, mixture, or substance, nor possess any device intended to conceal alcohol or controlled substance use or to subvert a bodily fluid testing process. You shall submit a sufficient sample of your bodily fluids for testing in a timely manner and according to the direction of a Probation Officer. You shall submit to a search of your person, personal property, residence, vehicle or any vehicle under which you have control, for the aforementioned items.
10. You shall obtain and maintain verifiable full-time employment or provision of full-time child care (to your biological children only), unless enrolled in a fulltime educational program or a residential treatment program approved by the probation officer with proof of participation to be provided to the supervising probation officer. You shall provide proof of income when requested by the probation officer.

SPECIAL CONDITIONS OF PROBATION

SPECIAL CONDITIONS OF PROBATION Continued

11. You shall have no contact with the victim(s) of your crimes. The prohibited contact includes but is not limited to: in-person contact, written correspondence, taped conversations, electronic contact (internet or e-mail), telephonic contact, stalking, harassment and communication of any nature through a third party, without the prior written permission of the probation officer and the treatment provider. You shall not enter onto the premises, travel past, or loiter near the victim's residence, place of employment, or other places frequented by the victim(s).

12. If directed by the treatment provider, you shall not at any time possess, have on your person, in your residence, or in your vehicle any sexually explicit material prohibited at the direction of the provider (as specified by the provider), which may include but is not limited to child erotica, sexually graphic animé, adult and/or child pornography, or chat logs contained in books, movies, videos, magazines, printed matter, computer disks or files, any encryption devices or computer mechanisms or other electronic devices that can hold this type of visual or audio material). You shall submit to a search of your person, personal property, residence, vehicle or any vehicle under which you have control, for the aforementioned items.

13. If directed by the treatment provider, you shall not enter any establishment whose primary business is the sale of sexually explicit material (as dictated by the provider) and shall not enter any establishment where nude dancing or posing is part of the entertainment. This includes, but is not limited to strip clubs, massage parlors, adult book stores, adult video stores, phone services and Internet sites. You shall not engage in the service of an escort service.

14. If directed by the treatment provider to not possess or access sexually explicit material (as dictated by the provider), you shall submit to a search of your residence, any vehicle under your control, personal computer and/or any item which has internet connectivity (i.e., X-Box, cell phone, palm pilots, Blackberries) at the direction of a probation officer for the presence of sexually explicit material. You shall provide the probation officer any and all passwords used for such devices.

K. BOND(S)

Any appearance or performance bond in this case:

☒ is exonerated.☐ is exonerated when defendant reports as ordered to jail to serve the sentence.☐ was forfeited and any forfeited funds shall be applied to the restitution.☐9/19/18
Effective Date
JudgeConky
Print or Type Judge's Name

NOTICE TO DEFENDANT

You are advised that according to the law, the court may at any time revoke your probation for cause or modify the terms or conditions of your probation. You are subject to arrest by a probation officer with or without a warrant if the officer has cause to believe that you have violated a condition of your probation. You are further advised that it is your responsibility to make your probation officer aware of your adherence to all conditions of probation set forth above.

Sentence Appeal. If you are ordered to serve more than two years in jail for a felony offense or 120 days for a misdemeanor offense, you may appeal the sentence to the court of appeals on the ground that it is excessive. (However, you may not appeal the sentence as excessive if it was imposed in accordance with a plea agreement that provided for a specific sentence or a sentence equal to or less than a specified maximum sentence. If the sentence was imposed in accordance with a plea agreement that provided for a minimum sentence, you may appeal as excessive only the part of the sentence that is longer than the minimum sentence by more than two years for a felony offense or 120 days for a misdemeanor offense.) Your appeal must be filed within 30 days of the date of distribution stated below. If you are sentenced to serve two years or less in jail for a felony offense or 120 days or less for a misdemeanor offense, you may seek review of your sentence by filing a petition for review in the supreme court. To do this, you must file a notice of intent to file a petition for sentence review within 10 days of the date of distribution stated below. See Appellate Rules 215 and 403(h) for more information on time limits, procedures and possible consequences of seeking review of your sentence.

- ☐ **REGISTRATION REQUIREMENT.** Because you have been convicted of one of the offenses listed in AS 12.63.100, you must register as described in the attached form (CR-471, Sex Offender and Child Kidnapper Registration Requirements).

I certify that on 9/20/18
a copy of this judgment was sent to:

☒ DA/OSPA Grannik
by ☐ mail ☐ other

☒ Defense Atty Heoberly
by ☐ mail ☒ other

☐ Pro Per Defendant _____
by ☐ mail ☐ other

☒ DOC / Adult Probation
Judicial Assistant: [Signature]

I certify that on 9/22/18 a copy of this
judgment was sent to:

☐ DA/OSPA _____ by ☐ mail ☐ other

☐ Defense Atty _____ by ☐ mail ☐ other

☐ Defendant by ☐ mail ☐ other

☐ Exhibit Clerk ☐ Adult Probation

☐ Police/AST ☒ Jail

☐ _____ ☐ _____

☒ DPS R&I Anchorage by mail with original completed
CR-490 fingerprint form

☐ DMV-mail to 1300 W. Benson Blvd., Anch., AK 99503

☐ w/ surrendered license/ID # _____

Clerk: 20

FILED IN OPEN COURT
9.19.18

No VRA Screening Necessary

FINGERPRINT VERIFICATION ATTACHMENT TO JUDGMENT

CASE NO. 3AN-17-06258 CR

☐ District Court ☒ Superior Court at ANCHORAGE, Alaska

Plaintiff: STATE OF ALASKA

Defendant: JUSTIN SCOTT SCHNEIDER

DOB 04/09/1984 ATN 114521049 DOV APSIN 7071628
DLN State ☐ CDL

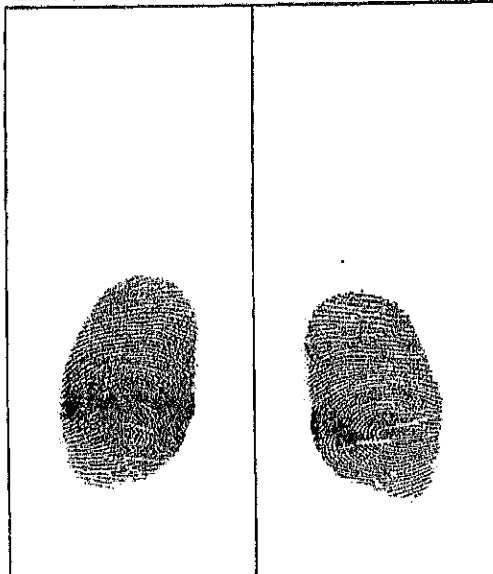
Send original along with a copy of the judgment to:

Department of Public Safety
Alaska Automated Fingerprint Identification Section
5700 E. Tudor Road
Anchorage, AK 99507

Keep copy in court file.

LEFT THUMB

RIGHT THUMB



Justin Schneider
Defendant's Signature

2543 E 50th Ave

Mailing Address

Anchorage AK 99507
City State ZIP

9/19/18

Date

Michael J. [Signature]

Witness
(Signature and Title)

IN THE DISTRICT COURT FOR THE STATE OF ALASKA
THIRD JUDICIAL DISTRICT AT ANCHORAGE

STATE OF ALASKA,

Plaintiff,

vs.

JUSTIN SCOTT SCHNEIDER
DOB: 04/09/1984
APSIN ID: 7071628
DMV NO.:
ATN: 114521049

Defendant.

FILED IN OPEN COURT
9.19.18

No. 3AN-17-06258CR (Justin Scott Schneider)

INFORMATION REPLACING INDICTMENT

I certify this document and its attachments do not contain the (1) name of a victim of a sexual offense listed in AS 12.61.140 or (2) residence or business address or telephone number of a victim of or witness to any offense unless it is an address identifying the place of a crime or an address or telephone number in a transcript of a court proceeding and disclosure of the information was ordered by the court. The following counts charge a crime involving DOMESTIC VIOLENCE as defined in AS 18.66.990: NONE

Count I - AS 11.41.210(a)(1)
Assault In The Second Degree
Justin Scott Schneider - 001

THE DISTRICT ATTORNEY CHARGES:

COUNT I

That in the Third Judicial District, State of Alaska, on or about August 8, 2017, at or near Anchorage, JUSTIN SCOTT SCHNEIDER with intent to cause physical injury to another person, caused physical injury to another person by means of a dangerous instrument.

All of which is a Felony class B offense being contrary to and in violation of AS 11.41.210(a)(1) and against the peace and dignity of the State of Alaska.

Dated at Anchorage, Alaska, this 18 day of September, 2018.

JAHNA LINDEMUTH
ATTORNEY GENERAL

By: 

Andrew V. Grannik
Assistant District Attorney
Alaska Bar No. 0505022